

IN THE HIGH COURT OF ORISSA AT CUTTACK

CONTC No.1052 of 2016

**Paradip Port Trust,
represented through its
Chairman & another**

....

Petitioners

Mr. Gautam Misra, Senior Advocate
Mr. A. Dash, Advocate

-versus-

Manoj Ranjan Samal

....

Opposite Party
None

**CORAM:
JUSTICE JASWANT SINGH
JUSTICE M.S. SAHOO**

**ORDER (Oral)
03.01.2022**

Order No.

- 02.** 1. This matter is taken up through Hybrid Mode.
2. The petitioners who are opposite parties in W.P.(C) No.12296 of 2012 filed by M/s. Kalinga Commercial Corporation, wherein the said Company had enjoyed the benefit of an interim stay granted by this Court on 18.07.2012. The said writ petition was got dismissed as withdrawn by M/s. Kalinga Commercial Corporation wherein on 25.04.2014 the following order was passed:

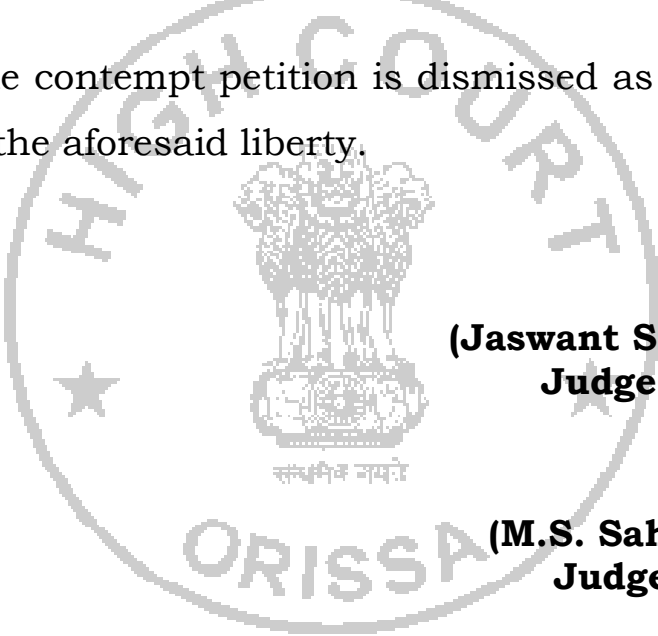
“The petition is dismissed as withdrawn on the statement of Mr. T. Mishra, learned counsel for the petitioner subject to the condition that the petitioner will pay the dues of the Corporation for the period the petitioner has enjoyed the stay.”

- 3.** Since M/s. Kalinga Commercial Corporation did not pay the dues of the licence fee at the prescribed

rates laid down by the petitioners herein-Corporation for the period of stay enjoyed by the Company, the present contempt has been filed.

4. Learned counsel for the petitioners very fairly realizing that the present contempt would be barred by limitation in terms of Section 20 of the Contempt of Courts Act, prays for permission to withdraw the present contempt to enable his client to pursue their remedy of execution, which has already been filed vide Exp 5/2016, in accordance with law.

5. The contempt petition is dismissed as withdrawn with the aforesaid liberty.

The seal of the Orissa High Court is a circular emblem. It features the Ashoka Lion Capital in the center, with the motto 'Satyameva Jayate' in Devanagari script below it. The words 'HIGH COURT' are written in an arc at the top, and 'ORISSA' is written in an arc at the bottom. Two stars are positioned on the left and right sides of the central emblem.

(Jaswant Singh)
Judge

(M.S. Sahoo)
Judge

January 3rd, 2022
Cuttack

AKK